

## RESPONSE TO OFFICE ACTION

### A. Status of the Claims

Claims 2-4 and 67 are currently pending and under consideration in this case.

### B. Applicant's Response and Status of Case

The Action invites Applicants to submit a Declaration of Dr. Dorothy Pierce, dated February 1996, which had been made of record in another case involving similar subject matter. Applicants note that this reference was provided along with the Supplemental Information Disclosure Statement filed on June 12, 2009.

### C. Rejection Under 35 U.S.C. §112, First Paragraph, Enablement

The Action of June 17, 2009 rejected claims 2-4 and 67 under 35 U.S.C. § 112, first paragraph, as failing to comply with the enablement requirement.

In response Applicants note, as explained in the Interview Summary herein above, that the rejection is believed to have been withdrawn. The rejection is therefore moot and withdrawal thereof is thus respectfully requested.

**D. Conclusion**

In view of the foregoing it is submitted that the case is in condition for allowance, and it is thus respectfully requested that the Examiner allow the case. The Examiner is invited to contact the undersigned with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

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